S.B. CIVIL MISC. APPEAL NO.1588/2007
(Dalla & anr. Vs. RSRTC & ors.)

Date of Order :: 26.07.2007

HON'BLE MR. JUSTICE DINESH MAHESHWARI

Mr.Manish Pitaliya for the appellants...

To the parents of 16 years old victim Kumari Kesar, the Tribunal has noted the contention of the claimants that she was working as a labourer earning Rs.70/- per day and has found with reference to the evidence on record that the victim was attending the construction work as a daily wager at Rs.60/- per day and was not in any regular job or employment. The Tribunal has also noticed the fact that the claim application itself had been filed after a delay of about 8 years. In the overall circumstances of the case, the Tribunal has considered it appropriate to award lump sum of Rs.1,50,000/- towards compensation to the parents of the victim.

The considerations adopted by the Tribunal do not suffer from any error of law or facts and the ultimate amount awarded in the sum of Rs.1,50,000/- for the parents of 16 years old child cannot be said to be too low or grossly inadequate so as to call for any interference in appeal.

The appeal fails and is, therefore, dismissed summarily.

(DINESH MAHESHWARI), J.

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